

# Minutes of a Regular Meeting of The City Council.

Austin, Texas December 21. 1891.

Hon. John McDonald, Mayor, presiding.

Role	Roll call. Present - Alderman Anderson, Asmann, Grahame, Nunn, Jackson, Ketchum, Linn, Miller Morris, Newton, Fritchke, Platt, Schneidet, Schubert, Shelly, Townsend, Warmoth, Heyermann, Zillert - 19.
Call	Absent - Alderman Glass, Frank Sutton. - 3.
Minutes	The minutes of the last meeting of the City Council were changed so as to cause the eighth sub-division of the resolution printed on page 4 to read, "Superintendant of Streets"; and also on page 8, twenty fifth line from top, to read, "By Alderman Anderson, by request, John Noland." The minutes of the meetings of the City Council which were held on the 5th, 7th, and 8th days of December 1891, were then adopted as printed.
David Johnson	The application of David Johnson for position on the police force was read and referred to the Police Committee.
Die Commissioners	O. Communication was received from the Board of Fire Commissioners asking the City Council to compel, by ordinance, all owners of cotton yards to employ night watchmen, and to provide water near such yards. Read and referred to Fire Committee.
Josephine Foster	An application from Mrs. Josephine Foster, for the position of matron of the City and County Hospital, bearing the recommendation of physicians and others, was read and ordered to be received and filed.
Ald. Sutton	Alderman Sutton entered the Council and answered to his name.
H. E. Lainhart	By Alderman Morris: Petition from H. E. Lainhart asking permission to repair the frame building situated on Lot 108, in Block No. 98 within the fire limits of the City. The petition was granted.
Butchers	By Alderman Platt: A petition from butchers asking that they be permitted to allow their slaughter pens to remain in the city limits for the present.
Streets, etc., p.m.	Alderman Heyermann moved to refer the same to the Committee on Sanitation and Beverage.
	Alderman Anderson moved as a substitute that the petition be granted.
	Alderman Platt moved to amend, the substitute as follows: That the slaughter pens now within the City limits be allowed to remain in their present position until the first day of May 1892.
	The amendment was accepted and the substitute as amended was adopted.

Citizens of 6<sup>th</sup> ward By Alderman Hume: Petition from citizens of the sixth ward asking that an arc electric light be located at or near the west entrance to the University grounds. It was referred to the Committee on Water and Light.

Street crossings  
at Goodmans  
& Farnigans

G. W. Derry.  
\$75. per mo.

Each 6<sup>th</sup> street

Protection Nose Co. \$1,162.15

By Alderman Schubel: Petition from citizens living in the north western part of the city asking that street crossings be placed across Colorado and Laraca streets, one at Goodmans corner, and one at Farnigan's marble yards. It was referred to the Street Committee.

By Alderman Ketchum: A petition from citizens asking that G. W. Derry be elected keeper of the Colorado bridge, and that he be clothed with police powers and given a salary of about \$75. per month. It was read and ordered filed.

By Alderman Platt: Two petitions from citizens owning property or doing business on East Sixth Street asking that said street be widened to a uniform width of eighty feet. It was referred to the Street Committee.

By Alderman Schneiden: A resolution adopted by the Board of Fire Commissioners, requesting the Council to pass, as soon as possible an ordinance appropriating the sum of \$1,162.15 for the relief of Protection Nose Co. It is, to pay the present indebtedness of the company on their building, as shown by the bill accompanying the resolution. It was referred to the Fire Committee.

### Reports of City Officers.

By the City Attorney: A report with reference to the back of claims against delinquent tax payers of the City of Austin, now in his hands for collection. The report suggests that better and quicker results can be attained by judicious compromises than by indiscriminate suits, and carries that the Finance Committee be authorized to adjust these matters on such terms as may seem best for the interest of the city, and that their action in the premises be reported to the Council for approval or rejection. Alderman Morris moved that the report be adopted. Carried.

By the City Attorney, to whom was referred petition of W. N. Milam, asking the council to refund jury fees paid by him in the Recorder's court to secure a trial by jury, the case having been appealed to the County Court and there dismissed. The opinion advises refusing of the fees.

It was moved and carried that the report be adopted and the Finance Committee be instructed to include the amount of the fees in the next general appropriation ordinance.

By the City Attorney, to whom was referred the claim of Ann Parks for damages to his property consisting of lot 7 in block 25, caused by the construction of the dam, railroad.

The opinion states that the city is liable for any damage

W. N. Milam

Ann Parks

it may have done his property by the construction of the said roads.

The reports and attached petition were referred to the Street Committee and City Engineer.

By the City Attorney, to whom was referred petition of D. P. Hatch, requesting that a portion of the costs of certain peddlers licensed taken out by mistake be refunded to him. The City Attorney states that he is unable to advise in this matter as it cannot be ascertained from the petition whether the petitioner in taking out the license acted in good faith or not, and upon this point the merits of his request must rest.

Alderman Morris moved to refer the petition and opinion thereon to the Committee on Claims and Accounts. Carried.

### Committee Reports.

City Marshal

By Alderman Graham, for the Police Committee, to whom was referred the reports of the City Marshal for the months of September, October and November 1891, submitted theron stating that the reports of the marshal were examined and found correct. No action was taken on the reports of the committee.

### Unfinished Business.

Resident Physician  
at Hospital

The Mayor announced that nominations for resident physician for the hospital were in order. Alderman Graham moved that the office of resident physician of the hospital be abolished. Alderman Morris moved as a substitute, that the Council decline to elect a resident physician to night. Alderman Anderson moved to amend by offering the following motion. That a special committee of three be appointed to ascertain whether or not it would be proper to abolish the office. The amendment was accepted and the motion as amended prevailed, and the chair appointed as such committee Alderman Anderson, Warmath and Graham.

### New Business.

City Hospital  
Proposed to lease to  
Dr. W. McLaughlin

" 31. . .

By Alderman Linn: A proposition from Drs. J. W. McLaughlin, J. P. Lynch, T. D. Hooton and S. J. Bennett to lease the City and County Hospital to the city to pay \$3600.00 a year, and all patients sent to the hospital by Dr. W. McLaughlin, the city physician in excess of eleven each month shall be paid for at the rate of one dollar for a day each. Alderman Linn moved that the proposition be referred to a special committee of three, and asked that he be not placed on the committee.

Alderman Platt moved to amend the motion by striking

Hospital  
Committee appointed

out "three," and inserting in lieu thereof "five," as the number to compose the committee. The amendment was adopted and the motion as amended prevailed. The Mayor then added Alderman Platt and Ketchum to the special committee on hospital above named, thereby forming the committee.

The Mayor stated that the election of an Assistant Assessor and Collector was in order, and nominated Henry Ziller for the position.

There being no other nomination, Alderman Kitchner moved that the City Clerks be directed to cast the vote of the Council for Henry Ziller for the position of Assistant Assessor and Collector. The motion prevailed and the vote was so cast, and announced. The Mayor then declared Henry Ziller duly elected Assistant Assessor and Collector of the City of Austin for the ensuing term.

Henry Ziller

Assessor &c.

### Mayors Message.

Mayors Office

Austin, Texas, Dec. 21, 1891.

Gentlemen of the City Council:

I herewith submit the names  
of the Standing Committees for the ensuing year.  
Street Committee Chair of the Standing Committees for the ensuing year.  
Powers &c.

I would call your attention to the fact that the street  
committee has assumed in times past to have full  
charge of the work upon the streets, and have directed  
the superintendence of streets and engineers to do works  
here and there as pleased them.

I do not find that they are clothed with any extraordinary  
powers more than are possessed by other committees,  
namely, to report upon such matters as are referred  
to them by the City Council from time to time.

Under our present charter the Superintendent of Streets  
seems to have charge of work on the streets with the advice  
of the Engineers and Mayor, within such limit of  
expense as the City Council may prescribe (sec. 8c. 98.  
page 30, City Charter.)

I would recommend that the superintendent of streets be  
authorized to increase his force of workmen on the streets  
after the holidays, and that he may be allowed to continue  
such increased force through January and February,  
thus giving work to many who need employment by  
which to support themselves during the two winter months.  
I think he may be allowed to expend as much as  
\$1,000. per month for the time being.

I have at his request, authorized him to dismiss the  
extra men until January, and return his pay roll  
for same to date. I trust you will make an appropriation  
covering the amount due him \$1,000. that they can  
have the money you use during the holidays. I have  
been delayed in making up my annual reports

Street force to be  
increased in January & after  
the holidays.

\$1,000. per mo.

Pay for January

by sickness, but hope to have it ready by your next regular session.

Very Respectfully  
John McDonald, Mayor

Message informed Alderman Anderson moved to refer the message to the ordinance committee, with instructions to draft an ordinance in accordance with the charter provisions alluded to therein, regulating work upon the streets. Carried.

Standing Committees

The Mayor presented the following:

Standing committees of the City Council December 21. 1891.

Streets and Alleys

Streets and Alleys.

J. D. Nunes, J. B. Hirschke, J. O. Jackson

Finance

Finance

H. Adim, L. E. Anderson, H. G. North.

Parks

Parks.

A. N. Weston, K. L. Miller, H. D. Sutton.

Fire Dept.

Fire Department

J. P. Schneidet, W. Ziller, G. P. Asmann.

Police Dept.

Police Department

A. W. Townsend, J. P. Schneidet, H. D. Shelley

Claims & Accts.

Claims and Accounts.

L. E. Anderson, W. Ziller, R. Platt

Ordinance

Ordinance

H. G. North, L. C. Morris, R. Platt.

Public Printing

Public Printing

J. W. Graham, H. J. Kehoe, J. Schubert

Markets

Markets.

J. Schubert, R. Weyermann, G. P. Asmann

Burying

Burying

W. Ziller, R. Weyermann, J. W. Harmoth.

Sanitation &c.

Sanitation and Sewerage

H. J. Sutton, W. A. Glass, R. Weyermann

Hosp. & Inf.

Hospital

J. N. Harmoth, J. P. Schneidet, A. W. Townsend

Water, Light,

G. Morris, L. E. Anderson, H. Adim

Charity

H. A. Glass, H. D. North, D. G. Morris

Purchasing

Election Tickets  
unused.

Oliver P. Crockett

Gannwell Fire alarm

Street crossings  
Congress Avenue  
8.6th & 11th sts.

Arts 127. amended  
" 137. repealed

Ordinance new added by the last charter from the provisions of the so-called "Court Ordinance." The ordinance was read the first time, after which motions were made to suspend the rules and place the same on its second and third readings, both of which were adopted by the following vote.

Yeas - Alderman Anderson, Asmann, Name, Jackson, Peas - Alderman. Anderson, Asmann, Name, Jackson, Ketchum, Linn, Miller, Morris, Newton, Nitschke, Platt, Schubert, Schneider, Shelley, Townsend, Warmoth, Heyman Ziller - 18

Nay - Alderman Sutton.

The ordinance was accordingly read and on motion passed.

By Alderman Linn - An ordinance appropriating the sum of six hundred and fifty-one and 75-100 dollars for the purpose of paying extra street laborers for the month of December 1891. It was read the first time, after which motions were made to suspend the rules and place the same on its second and third readings and that it do pass, all of which were adopted by the following vote:

Yeas - Alderman Anderson, Asmann, Graham, Name, Jackson, Ketchum, Linn, Miller, Morris, Newton, Nitschke, Platt, Schneider, Schubert, Shelley, Sutton, Townsend, Warmoth, Heyman, Ziller. - 20.

By Alderman Linn: An ordinance appropriating the sum of thirty dollars for the purpose of paying alderman of the City of Austin for attending regular meetings of the City Council.

It was read, after which a motion was made to

Pay Extra Street Laborers  
for Decr. 1891  
\$651.75

Alderman pay of  
\$30.00

Purchasing  
H. A. North, J. Schubert, H. D. Shelley.

By Alderman Anderson: A resolution authorizing the City Clerk to burn unused election tickets. The same was read and adopted.

By Alderman Anderson: An invitation from Oliver P. Crockett, special agent of the Gannwell Fire Alarm Co., to the City Council to attend and inspect the workings of the system at 907 Congress Avenue. Accepted.

By Alderman Anderson: "Resolved, That the City Engineer and Superintendent of Streets ascertain and report at the next meeting of the City Council, the cost of constructing street crossings, not to exceed six, on Congress Avenue, three on East Sixth Street and two on West Sixth Street of granite on limestone." Adopted.

By Alderman Anderson: An ordinance entitled, "An Ordinance to amend section one of an ordinance entitled an ordinance to amend Article 127 and to repeal Article 137 of the revised General ordinances of the City of Austin."

It exempts that portion of the city taken into the city by the last charter from the provisions of the so-called "Court Ordinance." The ordinance was read the first time, after which motions were made to suspend the rules and place the same on its second and third readings, both of which were adopted by the following vote.

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suspends the rules and place the same on its second and third readings, both of which were adopted by a vote of two-thirds of the whole Council. The ordinance was accordingly read and our motion passed.

Colorado R. Bridge  
Alderman Morris moved that a special committee of three be appointed to interview the members of the County Commissioners Court and advise them of the viability of the City to take charge of, and keep in repair, the Colorado river bridge and approaches thereto. The motion prevailed and the chain appointed Alderman Morris Schneider and Ketchum as such committee.

Salaries  
Alderman Dunn moved that a special committee of three be appointed to draft and present to the Council an ordinance fixing salaries of officers and regular employees for the ensuing term. The motion prevailed, and the chain appointed Alderman Dunn, Steine and Shelley as such committee.

On motion the Council then adjourned.

City Clerk.